#### **HEWLETT-PACKARD COMPANY**

Intellectual Property Administration P. O. Box 272400

ort Collins, Colorado 80527-2400

**PATENT APPLI** 

ATTORNEY DOCKET NO. 10003832-1

## IN THE

#### UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):

Clifford A. McCARTHY, et al.

Confirmation No.: 8556

**Application No.: 09/665,934** 

Examiner: Adnan M. Mirza

Filing Date:

9/20/2000

Group Art Unit: 2145

Title:

METHOD AND SYSTEM FOR SCALING OF RESOURCE ALLOCATION SUBJECT TO

MAXIMUM LIMITS

Mail Stop RCE **Commissioner for Patents** PO Box 1450 Alexandria, VA 22313-1450

### REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 20, 2000. If the above-application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

### Submission under 37 CFR 1.114

| ( )          | Pre       | viously submitted:   |  |  |
|--------------|-----------|--|--|--|
|              | ( )       | Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered). |  |  |
|              | ( )       | Consider the arguments in the Appeal Brief or Reply Brief previously filed on  |  |  |
|              | ( )       | Other  |  |  |
| ( <b>X</b> ) | Enclosed: |  |  |  |
|              | (X)       | Amendment/Reply  |  |  |
|              | ( )       | Affidavit(s)/Declarations(s)   |  |  |
|              | ( )       | Information Disclosure Statement (IDS)   |  |  |
|              | ( )       | Other  |  |  |
|              |           | <u>Miscellaneous</u>   |  |  |
|              | ( )       | Suspension of action is requested under 37 CFR 1.103(c) for a period of months.  |  |  |
|              |           | The fee for this Suspension is (37 CFR 1.17(i)) \$130.00   |  |  |
|              | ( )       | Other  |  |  |

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# CONTINUED EXAMINATION TRANSMITTAL (RCE) (37 CFR 1.114) (continued)

| ( <b>X</b> ) F | RCE filing fee \$790.00  |  |   |
|----------------|--|--|---|
|                | A Petition for Extension ) one month ) two months ) three months ) four months                                 | of Time<br>\$120.00<br>\$450.00<br>\$1020.00<br>\$1590.00                            |   |
| Accoi<br>08-20 | ency of this application<br>unt <b>08-2025</b> pursuant<br>025 under 37 CFR 1.16<br>ral Regulations that may   | n, please charge any fees<br>to 37 CFR 1.25. Addition<br>3 through 1.21 inclusive, a | um of \$790.00. At any time during the required or credit any overpayment to Deposit ally please charge any fees to Deposit Account any other sections in Title 37 of the Code of enclosed. |
| v<br>a         | hereby certify that this correwith the United States Postal an envelope addressed to: Conference of Deposit:OR | ommissioner for Patents,   | Respectfully submitted,  Clifford A. McCARTHY, et al.  By   |
| F              | I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number on   |  | Kelly T. Lee Attorney/Agent for Applicant(s) Reg. No. 47,743  |
|                |  |  | Date: July 13, 2006   |
| ç              | Signature:   |  | Telephone No.: (202) 662-2700   |